

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

DR. ELVISHA DHAMALA, DR. SHELLEY  
FACENTE, DR. ROBERT MAHON, and DR.  
LUCINA UDDIN,

Plaintiffs,

vs.

ELSEVIER, B.V., INFORMA PLC,  
INTERNATIONAL ASSOCIATION OF  
SCIENTIFIC, TECHNICAL, AND MEDICAL  
PUBLISHERS, JOHN WILEY & SONS, INC.,  
SAGE PUBLICATIONS, INC., SPRINGER  
NATURE AG & CO. KGaA, TAYLOR &  
FRANCIS GROUP, LLC, TAYLOR & FRANCIS  
GROUP, LTD., WOLTERS KLUWER HEALTH,  
INC., WOLTERS KLUWER N.V., and JOHN  
DOES 1 THROUGH 50,

Defendants.

Case No. 1:24-cv-06409-HG

**ORAL ARGUMENT REQUESTED**

**NOTICE OF DEFENDANTS' JOINT MOTION TO DISMISS  
THE AMENDED COMPLAINT**

**PLEASE TAKE NOTICE** that Defendants Elsevier B.V., Informa PLC, John Wiley & Sons, Inc., Sage Publications, Inc., Springer Nature AG & Co. KGaA, Taylor & Francis Group, LLC, Taylor & Francis Group, Ltd., Wolters Kluwer Health, Inc., Wolters Kluwer N.V., and the International Association of Scientific, Technical, and Medical Publishers, by and through their undersigned counsel, hereby move this Court, before the Honorable Hector Gonzalez of the United States District Court for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York 11201, for an Order dismissing with prejudice the Amended Complaint filed by Plaintiffs Elvisha Dhamala, Shelley Facente, Robert Mahon, and Lucina Uddin under Federal Rule of Civil Procedure 12(b)(6) for failure to state a claim; and granting such other and further relief as the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE**, that in support of their motion, Defendants rely on the accompanying Memorandum of Law in Support of Defendants' Joint Motion to Dismiss the Amended Complaint, dated May 5, 2025, the Declaration of Jesse M. Weiss, executed on May 5, 2025, with exhibits thereto, and all prior papers filed in this action.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to the Court's March 5, 2025 Scheduling Order, Plaintiffs' response, if any, is due on July 7, 2025, and Defendants' reply, if any, is due on August 6, 2025.

Dated: May 5, 2025

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